| 1 2 3 4 5 6 7 8 | POLSINELLI LLP Randye B. Soref (SBN 99146) 2049 Century Park East, Suite 2900 Los Angeles, CA 90067 Telephone: 310.556.1801 Facsimile: 310.556.1802 Email: rsoref@polsinelli.com Attorneys for Whitebox Multi-Strategy Partners, And Whitebox Asymmetric Partners, LP UNITED STATES BA | LP ANKRUPTCY COURT |
|--------------------------------------|--|---|
| 9 | NORTHERN DISTR | ICT OF CALIFORNIA |
| 10 | SAN FRANCI | SCO DIVISION |
| 11 | In re | Bankruptcy Case No. 19-30088 (DM) Chapter 11(Lead Case) |
| 12 | PG&E CORPORATION | Jointly Administered |
| 13 | and | NOTICE OF CONTINUED PERFECTION OF MECHANICS LIENS PURSUANT TO |
| 14 | PACIFIC GAS AND ELECTRIC | 11 U.S.C. § 546(B)(2) |
| 15 | COMPANY, | |
| 16 | Debtors. | |
| 17 18 | □ Affects PG&E Corporation □ Affects Pacific Gas and Electric Company ☑ Affects both Debtors | |
| 19 | *All papers shall be filed in the Lead Case No. 19-30088 (DM) | |
| 20 | 10. 19-30088 (DM) | |
| 21 | | |
| 22 | Whitebox Asymmetric Partners, LP (44%) | 6) and Whitebox Multi-Strategy Partners, LP |
| 23 | (56%) (collectively, "Whitebox") hereby files it | s Notice of Continued Perfection of Mechanics' |
| 24 | Liens Pursuant to 11 U.S.C. § 546(b)(2) (the "No | otice") and in support thereof states as follows: |
| 25 | 1. On January 29, 2019 (the "Petitic | on Date"), the above-captioned debtors (the |
| 26 | "Debtors") filed voluntary Chapter 11 bankrupt | cy petitions. |
| 27 | 2. Before the Petition Date, Steven | C. Seegert d/b/a Seegert Construction (the |
| 28 | "Transferee Creditor") provided excavation labor | or, services, equipment, and materials for works of |
| Cas | : 19-30088 Doc# 4337 Filed: 10/21/19 45 | Entered: 10/21/19 12:27:57 Page 1 of |

19-30088 Doc# 4337 Filed: 10/21/19 Entered: 10/21/19 12:27:57 Page 2 of

70916575.2

28

Case:

To the extent that there is a discrepancy between this Notice, the index attached as Exhibit A, and the recorded Mechanic's Liens attached as Exhibit B, the recorded Mechanic's Liens documents shall control. Whitebox reserves the right to modify the liens, such as to increase or decrease the amount.

- Pursuant to California Civil Code § 8460, an action to enforce a lien must be filed 9. within 90 days after recordation of the lien. The automatic stay imposed by 11 U.S.C. § 362(a) precludes Whitebox from filing an action to enforce its Mechanic's Liens. When applicable law requires commencement of an action to perfect, maintain, or continue the perfection of an interest in property, and the action was not filed prior to the bankruptcy petition date, then the claimant must instead give notice within the time fixed by law for filing the action. 11 U.S.C. § 546(b); Village Nurseries v. Gould (In re Baldwin Builders), 232 B.R. 406, 410-15 (B.A.P. 9th Cir. 1999); see Village Nurseries v. Greenbaum, 101 Cal. App. 4th 26 (2002).
- Pursuant to 11 U.S.C. §546(b), Whitebox hereby gives notice of its rights as a 10. perfected lienholder pursuant to California's law as to the Mechanic's Liens in lieu of commencement of any action to perfect, maintain, or continue such liens . To comply with all applicable law, including California state law and bankruptcy law, 11 U.S.C. §§ 362(a), 362(b)(3), and 546(b)(2), Whitebox is filing and serving this Notice to preserve, perfect, maintain, and continue the perfection of its Mechanic's Liens and its lien rights in the properties identified therein. This Notice constitutes the legal equivalent of having commenced an action to foreclose the Mechanic's Liens in the proper court. Whitebox asserts its secured interests in the Properties and intends to enforce its lien rights to the fullest extent permitted by law. The interests perfected, maintained, and/or continued by the Liens extend to the proceeds, products, rents, and profits of the liened properties.
- Whitebox reserves any and all rights under applicable law, including the right to 11. amend or supplement this Notice.

POLSINELLI LLP Dated: October 21, 2019

/s/ Randye B. Soref By: Randye B. Soref

25 26

Attorney for Creditors Whitebox Asymmetric Partners, LP and Whitebox Multi-Strategy Partners, LP

27 28

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EXHIBIT "A"

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EXHIBIT A

Index of Mechanic's Liens

| County | Document ID | Invoice Number | Amount of Claim |
|--------------|-----------------|----------------|-----------------|
| Solano | 201900014994 | 1410 | \$36,190.64 |
| San Mateo | 2019-020592 | 1421 | \$123,681.59 |
| Oakland | 2019049056 | 1418 | \$10,685.46 |
| Lake | 2019003256 | 1419 | \$126,365.92 |
| Sonoma | 2019019488 | 1416 and 1417 | \$124,356.30 |
| Contra Costa | 2019-0037110-00 | 1415 | \$371,783.86 |

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EXHIBIT "B"

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| Recording requested by (name): Steven Seegert dBA: Seegert Construction | Marc C. Tonnesen Assessor/Recorder | 3/18/2019 11:29:11 AM AR51 63 |
|---|--|--|
| When recorded, mail to (name and address): Steven Seegert dBA: Seegert Construction | SEEGERT CONSTRUCTION DOC # 201900014994 | Titles: 1 Pages: 3 |
| 3098 Industrial Blvd. | | Fees \$37.00 Taxes \$0.00 Other \$75.00 |
| West Sacramento, CA 95691 | | Paid \$112.00 |
| | - | |
| | Recorder's Use Only | |
| | claration of Exemption From Gov't Code § 273 | |
| (Cal. Civ. Code § 8416) | Transfer is exempt from fee per GC § 27388.1(a) recorded concurrently "in connection with" trans recorded concurrently "in connection with" a transfer is exempt from fee per GC 27388.1(a)(1) Fee cap of \$225.00 reached | fer subject to DTT ansfer of): |
| · · · · · · · · · · · · · · · · · · · | n ("claimant") claims a mechanics li | · |
| or services or equipment or materials described in para | | |
| property located in the County of Solano | | |
| as (address and/or sufficient description): 410 Hwy 12 | Rio Vista, CA 94571 | |
| | | - Andrew State of the Control of the |
| | sum of \$36,190.64 together with | |
| rate of per annum from | | |
| following labor, materials, services, or equipment: Ren | | |
| | ipment or materials, at the request of Pacific Ga | |
| | (employer, person, or | entity to whom |
| labor, materials; services, or equipment were furnished The name and address of the owner or repute | | 0 51 - 444 |
| | d owner of the real property is/are: <u>Pacific Gas &</u> MARKet ST- San Francisco (| |
| 5. Claimant's address is: 3098 Industrial Blvd. | · | H. 11103 |
| Dated 3/8/2019 | (Signature) | |
| V | ERIFICATION | |
| I, Steven C. Seegert | am the: Owner | ("owner." |
| "president," "authorized agent," "partner," etc.) of claims | | |
| make this verification for and on its behalf. I have read | | e contents of the |
| claim of mechanics lien to be true of my own knowledg | | |
| I declare under penalty of perjury under the law Dated 3/8/2019 | vs of the State of California that the foregoing is tru | re and correct. |
| DECOMPOSITION OF THE PROPERTY | (Signature) | |

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NOTICE OF MECHANICS LIEN CLAIM ATTENTION!

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is release.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT www.csib.ca.gov.

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PROOF OF SERVICE AFFIDAVIT California Civil Code section 8416

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law (Civil Code Section 8024(d)). Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the sections below) and recorded with the County Recorder along with the Mechanic's Lien and Notice of Mechanic's Lien.

PROOF OF SERVICE AFFIDAVIT (ON OWNER) California Civil Code section 8416(a)(7) and (c)(1)

| I, Steven Seegert (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property: |
|--|
| Company/Person Served: Pacific Gas & Electric Company |
| Title or capacity of person served (if appropriate): |
| Service address: 245 Market Street, San Francisco, CA 94105 |
| Said service address is the owner's residence, place of business, or address showed by the building permit |
| on file with the permitting authority for the work. |
| Executed on March 8 , 20 19 (date) at West Sacramento (city), California (county), California. By: Signature of person making service) |
| (|
| ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR) |
| California Civil Code Section 8416(a)(7) and (c)(2) |
| (name), declare that the owner or reputed owner cannot be served with a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail. Pursuant to California civil Code section 8416(c)(2), I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the construction lender or direct contractor as follows: |
| Company/Person Served: |
| Title or capacity of person served (if appropriate): |
| Service address: |
| Executed on, 20(date) at(city),(county), California. |
| END OF |
| By: (Signature of person making service) |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/20/2018 | 1410 |

| Bill To |
|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 |

| P.O. No. | Terms | Project |
|------------|--------|--------------------------|
| 2700185154 | Net 45 | 18-085 PG&E Rio Vista Re |

| Quantity | nuantity Description | | | Rate | | Amount |
|----------|---|--|----------------|-------|-------|-------------|
| | Seegert Construction Progress Invoice for PG&E PO #270 Total Hours to Date. I hereby certify that all services identi been performed according to contract specifications as outl services. 12/20/201 Steven Seegert Date | ified within this invoice lined in the proposed | l 05 e have | 36,1 | 90.64 | 36,190.64 |
| | | | | Total | | \$36,190.64 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

TO (OWNER): Pacific Gas & Electric Company PROJECT: PG&E Rio Vista Warehouse Remediation & Painting **APPLICATION NO.** PO Box 770000 San Francisco, CA 94177 **APPLICATION DATE:** 12/20/2018 Attention: Megan Kruse Seegert Construction Job # 18-085 **FROM CONTRACTOR: Seegert Construction PG&E CWA#** 2700185154 3098 Industrial Blvd. **PERIOD TO:** 12/31/2018 West Sacramento, CA 95691 Application is made for Payment as shown below, in connection with the Contractor's CONTRACTOR'S APPLICATION FOR PAYMENT Continuation sheet as attached. CHANGE ORDER SUMMARY Change Orders approved in **ADDITIONS DEDUCTIONS** 1. ORIGINAL CONTRACT SUM..... 36,190.64 2. Net Change by Change Orders..... 0.00 previous months by owner 3. CONTRACT SUM TO DATE...... 36,190.64 Approved this Month 4. TOTAL COMPLETED & STORED TO DATE...... 36.190.64 Number Date Approved 5. RETAINAGE: 0.00 0 % of Completed Work \$ % of Stored Material 0.00 0 Total Retainage..... 0.00 36,190.64 6. TOTAL EARNED LESS RETAINAGE..... 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT...... 0.00 8. CURRENT PAYMENT DUE...... 36,190.64 0.00 9. BALANCE TO FINISH, PLUS RETAINAGE...... **TOTALS** \$0 \$0 State of: CALIFORNIA County of: SAN FRANCISCO \$0 Net change by Change Orders -----The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application Subscribed and sworn (or affirmed) to before me this day of 2018 for Payment has been completed in accordance with the Contract Documents, that all the amounts have been paid by the Contractor for Notary Public: work for which previous Certificates for payment were received from the Owner, and that current payment shown herein is now due. My Commission expires: **CONTRACTOR:** Amount Certified..... Date: 12/20/2018 (Attach explaination if amount certified differs from the amount applied for) ARCHITECT: ARCHITECT'S CERTIFICATE FOR PAYMENT Date: In accordance with the contract Documents, based on on-site observations and the data comprised in the above application, the Architect certifies to the Owner that to the best of the (Attach explaination if amount certified differs from the amount applied for) Architect's knowledge, information and belief the Work has Owner: progressed as indicated, the quality of the Work is in accord-Date: Ву:_ ance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED. This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract. Case: 19-30088 Doc# 4337 Filed: 10/21/19 Entered: 10/21/19 12:27:57 Page 11

CONDITIONAL WAIVER AND RELEASE ON FINAL PAYMENT

Civil Code Sections 8122 – 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

| Name of Claimant: | Seegert Construction |
|-------------------|---------------------------------|
| Name of Customer: | Pacific Gas & Electric |
| Job Location: | 410 Hwy 12, Rio Vista, CA 94571 |
| Owner: | Pacific Gas & Electric |

Conditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Maker of Check: Pacific Gas & Electric | | | |
|--|--|--|--|
| Amount of Check: \$\\ 36,190.64 | | | |
| Check Payable to: Seegert Construction | | | |
| Exceptions | | | |
| This document does not affect any of the following: | | | |
| Disputed claims for extras in the amount of: \$ | | | |
| | | | |
| Signature | | | |
| Claimant's Signature: Claimant's Title: Stayon Sogget Owner | | | |
| | | | |
| Signature | | | |

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| Recording requested by (name): Steven Seegert dBA: Seegert Construction | 2019-020592 |
|--|--|
| When recorded, mail to (name and address) | County 11:24 am 03/25/19 MLL Fee: 105.00 |
| Steven Seegert dBA: Seegert Construction 3098 Industrial Blvd. | Count of Pages 3 Recorded in Official Records County of San Mateo |
| West Sacramento, CA 95691 | Mark Church Assessor-County Clerk-Recorder * \$ R 0 0 0 2 6 7 8 0 3 4 \$ * |
| CLAIM OF Date | recorders use oray |
| MECHANICO LIEM | ation of Exemption From Gov't Code § 27388.1 Fee |
| (Cal. Civ. Code § 8416) | ecorded concurrently "in connection with" transfer subject to DTT accorded concurrently "in connection with" a transfer of esidential dwelling to an owner-occupier asfer is exempt from fee per GC 27388.1(a)(1): "The end of \$225.00 reached |
| or oddipinent of materials described in paragraph | ("claimant") claims a mechanics lien for the labor |
| San Waten | State of California |
| as (address and/or sufficient description): 3050 Geneva Av | renue, Daly City, CA 94014 |
| rate of per annum from (different following labor, materials, services, or equipment: Exterior f | Painting Work Around Existing Windows |
| Claimant furnished the labor or services or equipment Company | nt or materials, at the request of Pacific Gas & Electric |
| labor, materials, services, or equipment were furnished). | (employer, person, or entity to whom |
| The name and address of the owner or reputed owner. | er of the real property is/are: Pacific Con & Electric |
| TELEPHONICE, Daily City, CA 94014 | |
| 5. Claimant's address is: 3098 Industrial Blvd., West | Sacramento, CA 95691 |
| Dated <u>3/8/2019</u> | (Signature) |
| V (************************************ | |
| I, Steven C. Seegert | m than Owner. |
| president, authorized agent," "partner," etc.) of claimant on t | ho formation of the formation of |
| The state of the s | going claim of mechanics lien and know the contents of the |
| | |
| Dated 3/8/2019 | State of California that the foregoing is true and correct. |
| (Sign: | |

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NOTICE OF MECHANICS LIEN CLAIM ATTENTION!

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or self the property until the mechanics lien is release.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT www.calb.ca.nov.

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PROOF OF SERVICE AFFIDAVIT. California Civil Code section 8416

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law (Civil Code Section 8024(d)). Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the Mechanic's Lien.

PROOF OF SERVICE AFFIDAVIT (ON OWNER) California Civil Code section 8416(a)(7) and (c)(1)

| I, Steven Seegert (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property: |
|---|
| Company/Person Served: Pacific Gas & Electric Company |
| Title or capacity of person served (if appropriate): |
| 245 Market Street, San Francisco, CA 94105 |
| Said service address is the owner's residence, place of business, or address showed by the building permit |
| on file with the permitting authority for the work. |
| Executed on March 8 2019 (date) at West Sacramento (city), California |
| By: (Signature of person making service) |
| (Signature of person making service) |
| ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR) |
| California Civil Code Section 8416(a)(7) and (c)(2) (name), declare that the owner or registered mail, certified mail, or first-class mail. Pursuant to California civil Code section 8416(c)(2), I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the construction lender or direct contractor as follows: |
| Company/Person Served: |
| Title or capacity of person served (if appropriate): Service address: |
| Service address: |
| Executed on (date) at (city), |
| Ву: |
| By:(Signature of person making service) |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/28/2018 | 1421 |

| Bill To |
|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 |
| |

| P.O. No. | Terms | Project |
|------------|--------|--------------------------|
| 2700195770 | Net 45 | 18-094 PG&E Martin SC Bl |

| Quantity | Description | <u> </u> | Rate | Amount |
|----------|--|-------------------|-----------|--------------|
| | Seegert Construction Progress Invoice for PG&E PO #2700195770. P Total Hours to Date. I hereby certify that all services identified within been performed according to contract specifications as outlined in the services. 12/28/2018 Steven Seegert Date | this invoice have | 123,681.5 | 9 123,681.59 |
| | | | Total | \$123,681.59 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

TO (OWNER): Pacific Gas & Electric Company PROJECT: PG&E Martin SC Bldg Window Remediation & Painting **APPLICATION NO.** 1 245 Market Street, Room 543, Mail Code N5D PO Box 770000 San Francisco, CA 94177 **APPLICATION DATE:** 12/28/2018 Attention: Mike Zuniga Attention: Mike Aragon Seegert Construction Job # 18-094 **FROM CONTRACTOR: Seegert Construction** PG&E CWA# 2700195770 3098 Industrial Blvd. **PERIOD TO:** 12/31/2018 West Sacramento, CA 95691 Application is made for Payment as shown below, in connection with the Contractor's CONTRACTOR'S APPLICATION FOR PAYMENT Continuation sheet as attached CHANGE ORDER SUMMARY Change Orders approved in **ADDITIONS DEDUCTIONS** 1. ORIGINAL CONTRACT SUM..... 176,688.86 0.00 previous months by owner 2. Net Change by Change Orders..... 3. CONTRACT SUM TO DATE...... 176,688.86 123,681.59 Approved this Month 4. TOTAL COMPLETED & STORED TO DATE...... 5. RETAINAGE: Number Date Approved 0 % of Completed Work \$ 0.00 0.00 0 % of Stored Material \$ 0.00 Total Retainage..... 123.681.59 6. TOTAL EARNED LESS RETAINAGE...... 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT...... 0.00 8. CURRENT PAYMENT DUE...... 123,681.59 53,007.27 9. BALANCE TO FINISH, PLUS RETAINAGE...... \$0 \$0 **TOTALS** State of: CALIFORNIA County of: SAN FRANCISCO \$0 Net change by Change Orders -----The undersigned Contractor certifies that to the best of the Contractor's 2018 knowledge, information and belief the Work covered by this Application Subscribed and sworn (or affirmed) to before me this day of for Payment has been completed in accordance with the Contract Documents, that all the amounts have been paid by the Contractor for Notary Public: work for which previous Certificates for payment were received from the Owner, and that current payment shown herein is now due. My Commission expires: **CONTRACTOR:** Amount Certified.. Date: 12/28/2018 (Attach explaination if amount certified differs from the amount applied for) ARCHITECT: ARCHITECT'S CERTIFICATE FOR PAYMENT By: In accordance with the contract Documents, based on on-site Amount Certified..... observations and the data comprised in the above application, (Attach explaination if amount certified differs from the amount applied for) the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has Owner: progressed as indicated, the quality of the Work is in accord-Date: ance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED. This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

Civil Code Sections 8122 - 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

| Name of Claimant: | Seegert Construction |
|-------------------|--------------------------------|
| Name of Customer: | Pacific Gas & Electric Company |
| Job Location: | 3050 Geneva Ave. Daly City, CA |
| Owner: | Pacific Gas & Electric Company |
| Through Date: | 12/31/2018 |
| | |

Conditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job through the Through Date of this document. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Maker of Check: Pacific Gas & Elec | tric | |
|---|---|---|
| Amount of Check: \$ 123,681.59 | | |
| Check Payable to: Seegert Construc | ion | |
| Exceptions | | |
| This document does not affect any of | Ethe following: | |
| (1) Retentions. | | |
| ., | not received payment. for which the claimant has previously given a conditional v | vaiver and release but has not received |
| payment: | | |
| Date(s) of waiver and release: | | |
| Amount(s) of unpaid progress payme (4) Contract rights, including (A) a right | ent(s): \$ | and (B) the right to recover compensation |
| for work not compensated by the pay | | , and (3) are right to receive compensation |
| Signature | | |
| Claimant's Signature: | | |
| Claimant's Title: Steven Seegert, C | wner | |
| Date of Signature: 12/28/2018 | | |

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| • | |
|---|--|
| Recording requested by (name): | 2019049056 03/19/2019 10:15 am |
| Seegert Constru | 10.00 10 10 10 10 10 10 10 10 10 10 10 10 1 |
| When recorded, mail to (name and address Steven Seegert dBA: Seegert Constru | S): RECORDING FEE: 112.00 |
| 3098 Industrial Blvd. | |
| West Sacramento, CA 95691 | 3 PGS |
| <u> </u> | |
| | 27 |
| CLAIM OF | A CONTRACTOR OF THE PARTY OF TH |
| MECHANICS LIEN | Recorder's Use Only Declaration of Exemption From Gov't Code § 27388.1 Fee |
| WESTARIOS LIEN | ☐ Transfer is exempt from fee per GC § 27388.1 Fee ☐ recorded concurrently "in connection to the contract of |
| (Cal. Civ. Code § 8416) | recorded concurrently "in connection with" transfer subject to DTT residential dwelling to an owner-occupier |
| 1. Steven Seenert dBA: See | rm = " " " " " " " " VIII IEE DEL GIT 27200 A |
| or services or equipment or materials described | Preserved (a)(1): Onstruction ("claimant") claims a mechanics lien for the laborated in paragraph 2, furnished for a work and a |
| property located in the County of Cottlered | in paragraph 2, furnished for a work of improvement on that certain real |
| as (address and/or sufficient description | Of Oakport Street Oakland CA Stock |
| as (address and/or sufficient description): 480 APN # 041-3904-005 | 11 Oakport Street, Oakland, CA 94601 |
| | |
| rate of | sets, the sum of \$10.685.46, together with interest at the |
| following labor ———————————————————————————————————— | (date when balance became due), is due claimant for the |
| naterials, services, or equipment | (date when balance became due), is due claimant for the ent: Demolition Work to Remove Existing Containers |
| | Containers |
| 3. Claimant furnish at 1 | |
| Company Company | es or equipment or materials, at the request of Pacific Gas & Electric |
| labor motorial | (employer, person, or entity to whom |
| labor, materials, services, or equipment were fu | irnished). |
| The name and address of the owner or | r reputed owner of the real property is/are: Pacific Gas & Electric |
| 4801 Oakport Street, Oakland, CA 94601 5. Claimant's address in 8888 | Property Israre: Pacific Gas & Electric |
| Claimant's address is: 3098 Industrial | Blvd., West Sacramento CA 95691 |
| | |
| Dated 3/8/2019 | |
| | 16: A C |
| | (Signature) Steven Seege 17 |
| | VERIFICATION |
| I, Steven C. Seegert | |
| make this verificant, "authorized agent," "partner," etc.) of | claimant on the foregoing claim of mechanics lien, and am authorized to |
| claim of mark and on its behalf. I have | read the foregoing claim of mechanics lien, and am authorized to wledge. |
| thechanics lien to be true of my own know | internal lice lien and know the contents of the |
| Dated 3/8/2019 | he laws of the State of California that the foregoing is true and correct. |
| 4.0/L0 10 | That the foregoing is true and correct. |
| | (Signature) |
| | (Signature) Steven Seegert |

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NOTICE OF MECHANICS LIEN CLAIM ATTENTION

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is release.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT www.cslb.co.gov.

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PROOF OF SERVICE AFFIDAVIT California Civil Code section 8416

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law (Civil Code Section 8024(d)). Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the sections below) and recorded with the County Recorder along with the Mechanic's Lien and Notice of Mechanic's Lien.

PROOF OF SERVICE AFFIDAVIT (ON OWNER) California Civil Code section 8416(a)(7) and (c)(1)

| I, Steven Seegert (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property: |
|--|
| Company/Person Served: Pacific Gas & Electric Company |
| Title or capacity of person served (if appropriate): |
| Service address: 245 Market Street, San Francisco, CA 94105 |
| Said service address is the owner's residence, place of business, or address showed by the building permit |
| on file with the permitting authority for the work. |
| Executed on March 8 , 20 19 (date) at West Sacramento (city), California (county), California. By: (Signature of person making service) Steven Seeger T |
| ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR) |
| California Civil Code Section 8416(a)(7) and (c)(2) [, |
| Company/Person Served: |
| Title or capacity of person served (if appropriate): |
| Service address: |
| Executed on, 20(date) at(city),(county), California. |
| By:(Signature of person making service) |
| (Signature of person making service) |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/27/2018 | 1418 |

| Bill To | |
|--|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 | |

| P.O. No. | Terms | Project | |
|------------|--------|-------------------------|--|
| 2700158686 | Net 45 | 18-043 PG&E Oakport Con | |

| Quantity | Quantity Description | | F | Rate | Amount |
|----------|---|--|--------|-----------|-------------|
| | Seegert Construction Progress Invoice for PG&E PO #270 Total Hours to Date. I hereby certify that all services ident been performed according to contract specifications as out services. 12/27/20 Steven Seegert / Date | ified within this invoice lined in the proposed | 9 have | 10,685.46 | 10,685.46 |
| | | | Tot | al | \$10,685.46 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

| TO (OWNER): | Pacific Gas & Electric Company 245 Market Street, Room 543, Mail Code N5D | | PROJECT: F | PROJECT: PG&E Oakport Container Removal | | APPLICATION NO | D . 1 | |
|--|---|--------------------|----------------|---|--|---|------------------------------------|--------------------------------|
| | PO Box 770000 San Francisco, CA 94177 | | | | | | APPLICATION DATE | E: 12/27/2018 |
| | | | Seegert C | onstruction Job# 1 | 18-043 | | | |
| FROM CONTRACTOR | : Seegert Construction | | | PG&E CWA# | 2700158686 | | | |
| | 3098 Industrial Blvd. West Sacramento, CA 95 | 5691 | | | | | PERIOD TO | 1 2/27/2018 |
| | | | | | | Application is made for Payment as shown below, in | n connection with the Contractor's | |
| | S APPLICATION FOR PA | YMENT | | | | Continuation sheet as attached. | | |
| | RDER SUMMARY | | D=D110=10110 | | | | | 40.005.40 |
| _ | ers approved in | ADDITIONS | DEDUCTIONS | | | 1. ORIGINAL CONTRACT SUM | | \$ 10,685.46 |
| previous mo | nths by owner | | | | | Net Change by Change Orders CONTRACT SUM TO DATE | | \$ <u>0.00</u> \$ 10,685.46 |
| Anno | yed this Month | | | | | 4. TOTAL COMPLETED & STORED TO DATE | | \$ 10,685.46 |
| Number | ved this Month Date Approved | 1 | | | | 5. RETAINAGE: | | \$ <u>10,005.40</u> |
| Number | Date Approved | † | | | | a. 0 % of Completed Work \$ | 0.00 |) |
| | | | | | | b. 0 % of Stored Material \$ | 0.00 | |
| | | | | | | Total Retainage | | \$ 0.00 |
| | | | | | | 6. TOTAL EARNED LESS RETAINAGE | | \$ 10,685.46 |
| | | | | | | 7. LESS PREVIOUS CERTIFICATES FOR PAYME | | \$ 0.00 |
| | | | | | | 8. CURRENT PAYMENT DUE | | \$ 10,685.46 |
| | | | | | | 9. BALANCE TO FINISH, PLUS RETAINAGE | Final Billing | \$ 0.00 |
| | TOTALS | \$0 | \$0 | | | State of: CALIFORNIA | County of: SAN I | |
| Net change b | y Change Orders | | \$0 | | | Otate of. OALII ONIVIA | County of. CAN | TANOIOOO |
| Trot onango 2 | y change crueic | | Ψ0 | | | | | |
| The undersign | ed Contractor certifies that | to the best of the | Contractor's | | | | | |
| | formation and belief the Wo | | | | | Subscribed and sworn (or affirmed) to before me thi | is day of | 2018 |
| for Payment has been completed in accordance with the Contract | | | | | | | | |
| Documents, th | at all the amounts have b | been paid by the | Contractor for | | | Notary Public: | | |
| work for which | previous Certificates for pa | ayment were rece | eived from the | | | | | |
| Owner, and th | at current payment shown | herein is now due | 9 . | | | My Commission expires: | | |
| CONTRACTO | R: | | | | | | | |
| | \mathcal{O} | | | | | Amount Certified | | \$ |
| Ву: | | _ Date: | 12/27/2018 | | | (Attach explaination if amount certified differs from t ARCHITECT: | he amount applied for) | - |
| ARCHITECT'S | S CERTIFICATE FOR PAY | MENT | | | | By: Date: | | |
| In accordance | with the contract Documer | nts, based on on- | site | | | <u> </u> | | |
| observations a | and the data comprised in t | he above applica | tion, | | | Amount Certified | | \$ |
| the Architect certifies to the Owner that to the best of the | | | | | (Attach explaination if amount certified differs from t | he amount applied for) | | |
| Architect's knowledge, information and belief the Work has | | | | | Owner: | | | |
| progressed as indicated, the quality of the Work is in accord- | | | | By:Date: | | | | |
| ance with the | Contract Documents, an | d the Contractor | is | | | | | |
| entitled to payment of the AMOUNT CERTIFIED. | | | | | This certificate is not negotiable. The AMOUNT CERTIFIED is payable only | | | |
| | | | | | | to the Contractor named herein. Issuance, payme | · | |
| | | | | | | payment are without prejudice to any rights of the | ne Owner or Contractor | |
| | | | | | | under this Contract. | | |

CONDITIONAL WAIVER AND RELEASE ON FINAL PAYMENT

Civil Code Sections 8122 – 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

| Name of Claimant: | Seegert Construction |
|-------------------|----------------------------------|
| Name of Customer: | Pacific Gas & Electric |
| Job Location: | 4801 Oakport Street, Oakland, CA |
| Owner: | Pacific Gas & Electric |

Conditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Maker of Check: Pacific Gas & Electric Amount of Check: \$ 10,685.46 Check Payable to: Seegert Construction | | | | |
|---|--|--|--|--|
| Exceptions | | | | |
| This document does not affect any of the following: Disputed claims for extras in the amount of: \$ | | | | |
| Claimant's Signature: Claimant's Title: Steven Seegert, Owner | | | | |

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| Recording requested by (name): Steven Seegert dBA: Seegert Construction When recorded, mail to (name and address): Steven Seegert dBA: Seegert Construction 3098 Industrial Blvd. West Sacramento, CA 95691 | Doc # 2017003256 Page 1 of 3 Date: 3/20/2019 09:06A Filed by: PUBLIC Filed & Recorded in Official Records of COUNTY OF LAKE RICHARD A. FORD COUNTY RECORDER Fee: 475.00 |
|--|---|
| (Cal. Cive Code \$ 8478 pared with original residential dwel | for a work of improvement on that certain real e of California, and more particularly described CA 95422 together with interest at the |

Claimant furnished the labor or services or equipment or materials, at the request of Pacific Gas & Electric Company __ (employer, person, or entity to whom labor, materials, services, or equipment were furnished). 4. The name and address of the owner or reputed owner of the real property is/are: Pacific Gas & Electric 14730 Olympic Dr. Clearlake, CA 95422 5. Claimant's address is: 3098 Industrial Blvd., West Sacramento, CA 95691

3.

Dated 3/8/2019

VERIFICATION

| I. <u>Steven C. Seegert</u> | | |
|--|--|---|
| " <u>stoyon o. deegen</u> | am the Owiner | |
| "president." "authorized agent " "portrage" | am the: Owner | ("owner |
| additionable agent, partner, etc | C. I Of Claimant on the feet | |
| make this verification for and on its hobeit to | c.) of claimant on the foregoing claim of mechanics | itten, and am authorized to |
| | | م المراجعة |
| claim of mechanics lien to be true of my own | o lenguated | it know the contents of the |
| and the second second | ranowledge. | |
| declare under penalty of parium un- | and any street of the street o | |
| claim of mechanics lien to be true of my own I declare under penalty of periury up. | have read the foregoing claim of mechanics lien at howledge. | nd know the contents of th |

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Dated <u>3/8/2019</u> (Sighatilyre

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NOTICE OF MECHANICS LIEN CLAIM **ATTENTION!**

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is release.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT www.csib.ca.gov.

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PROOF OF SERVICE AFFIDAVIT California Civil Code section 8416

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law (Civil Code Section 8024(d)). Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the sections below) and recorded with the County Recorder along with the Mechanic's Lien and Notice of Mechanic's Lien.

PROOF OF SERVICE AFFIDAVIT (ON OWNER) California Civil Code section 8416(a)(7) and (c)(1)

| I, Steven Seegert (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property: |
|--|
| Company/Person Served: Pacific Gas & Electric Company |
| Title or capacity of person served (if appropriate): |
| Service address: 245 Market Street, San Francisco, CA 94105 |
| Said service address is the owner's residence, place of business, or address showed by the building permit |
| on file with the permitting authority for the work. |
| Executed on March 8 20 19 (date) at West Sacramento (city) California (county), California. By: (Signature of person making service) |
| (Olgupalie of person making service) |
| ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR) |
| California Civil Code Section 8416(a)(7) and (c)(2) [, |
| registered mail, certified mail, or first-class mail. Pursuant to California civil Code section 8416(c)(2), I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the construction lender or direct contractor as follows: |
| Company/Person Served: |
| Title or capacity of person served (if appropriate): |
| Service address: |
| Executed on, 20 (date) at (city), |
| Ву: |
| By:(Signature of person making service) |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/27/2018 | 1419 |

| Bill To | |
|--|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 | |

| P.O. No. | Terms | Project |
|------------|--------|--------------------------|
| 2700184837 | Net 45 | 18-080 PG&E Clearlake SC |

| Quantity | Description | | | Rate | Amount |
|----------|---|---------------------------|---------------|-----------|--------------|
| | Seegert Construction Progress Invoice for PG&E PO #270 Total Hours to Date. I hereby certify that all services identibeen performed according to contract specifications as out services. 12/27/18 Steven Seegert / Date | ified within this invoice | 284 c have | 126,365.9 | 126,365.92 |
| | | | | Total | \$126,365.92 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

TO (OWNER): Pacific Gas & Electric Company PROJECT: PG&E Clearlake SC Design **APPLICATION NO.** 1 245 Market Street, Room 543, Mail Code N5D PO Box 770000 San Francisco, CA 94177 **APPLICATION DATE:** 12/27/2018 Attention: Lucy Kelsey Attention: Victor Ogu Seegert Construction Job # 18-080 **FROM CONTRACTOR: Seegert Construction** PG&E CWA# 2700184837 3098 Industrial Blvd. **PERIOD TO:** 12/27/2018 West Sacramento, CA 95691 Application is made for Payment as shown below, in connection with the Contractor's CONTRACTOR'S APPLICATION FOR PAYMENT Continuation sheet as attached CHANGE ORDER SUMMARY Change Orders approved in **ADDITIONS DEDUCTIONS** 1. ORIGINAL CONTRACT SUM..... 247,306.60 0.00 previous months by owner 2. Net Change by Change Orders..... 3. CONTRACT SUM TO DATE..... 247,306.60 126,365.92 Approved this Month 4. TOTAL COMPLETED & STORED TO DATE...... 5. RETAINAGE: Number Date Approved 0 % of Completed Work \$ 0.00 0.00 0 % of Stored Material \$ 0.00 Total Retainage..... 126.365.92 6. TOTAL EARNED LESS RETAINAGE...... 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT...... 0.00 8. CURRENT PAYMENT DUE...... 126,365.92 120,940.68 9. BALANCE TO FINISH, PLUS RETAINAGE...... **TOTALS** \$0 \$0 State of: CALIFORNIA County of: SAN FRANCISCO \$0 Net change by Change Orders -----The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application 2018 Subscribed and sworn (or affirmed) to before me this day of for Payment has been completed in accordance with the Contract Documents, that all the amounts have been paid by the Contractor for Notary Public: work for which previous Certificates for payment were received from the Owner, and that current payment shown herein is now due. My Commission expires: **CONTRACTOR:** Amount Certified.. Date: 12/27/2018 (Attach explaination if amount certified differs from the amount applied for) ARCHITECT: ARCHITECT'S CERTIFICATE FOR PAYMENT By: In accordance with the contract Documents, based on on-site Amount Certified..... observations and the data comprised in the above application, (Attach explaination if amount certified differs from the amount applied for) the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has Owner: progressed as indicated, the quality of the Work is in accord-Date: ance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED. This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

Civil Code Sections 8122 - 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

 Name of Claimant:
 Seegert Construction

 Name of Customer:
 Pacific Gas & Electric Company

 Job Location:
 14730 Olympic Drive, Clearlake, CA

 Owner:
 Pacific Gas & Electric Company

 Through Date:
 12/31/2018

Conditional Waiver and Release

Maker of Check: Pacific Gas & Electric

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job through the Through Date of this document. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Amount of Check: \$ 126,365.92 |
|--|
| Check Payable to: Seegert Construction |
| Exceptions |
| This document does not affect any of the following: |
| (1) Retentions. |
| (2) Extras for which the claimant has not received payment. (3) The following progress payments for which the claimant has previously given a conditional waiver and release but has not received payment: |
| Date(s) of waiver and release: |
| Amount(s) of unpaid progress payment(s): \$ |
| (4) Contract rights, including (A) a right based on rescission, abandonment, or breach of contract, and (B) the right to recover compensation |
| for work not compensated by the payment. |
| Signature — — — |
| Claimant's Signature: |
| Claimant's Title: Steven Seggert, Owner |
| Date of Signature: 12/27/2018 |

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| | | ya ll |
|--|--|---|
| Recording requested by (name): Steven Seegert dBA: Seegert Construction | 2019019488 | |
| When recorded, mail to (name and address): | Official Records Of Sonoma Coun Deva Marie Proto | ity |
| Steven Seegert dBA: Seegert Construction | 03/25/2019 09:48 AM GENERAL PUBLIC | W Louis |
| 3098 Industrial Blvd. | MECHL 3 Pgs | |
| West Sacramento, CA 95691 | Fee: \$102.00 | ALCON |
| | PAID | - 100 |
| The state of the s | | |
| | Recorder's Use Only | |
| and the first party is to the property of the contract of the | laration of Exemption From Gov't Code § 27388.1 Fe | ee |
| MECHANICS LIEN | ransfer is exempt from fee per GC § 27388.1(a)(2): recorded concurrently "in connection with" transfer sub | and the POTE |
| (Cal. Civ. Code § 8416) | recorded concurrently "in connection with" a transfer sub recorded concurrently "in connection with" a transfer of residential dwelling to an owner-occupier reasfer is exempt from fee per GC 27388.1(a)(1): Fee cap of \$225.00 reached Not related to real | of |
| | ("claimant") claims a mechanics lien for t | |
| or services or equipment or materials described in paragr | | |
| property located in the County of Sonoma County | , State of California, and more particularly | described |
| as (address and/or sufficient description): 3600 Adobe F | Road, Petaluma, CA 94954 | |
| | | |
| After deducting all just credits and offsets, the sur | im of \$124,356.30 , together with interes | st at the |
| rate of per annum from | _ (date when balance became due), is due claimant for | the |
| following labor, materials, services, or equipment: Civil/F | | |
| | ment or materials, at the request of <u>Pacific Gas & Ele</u> (employer, person, or entity to | |
| labor, materials, services, or equipment were furnished). | | |
| The name and address of the owner or reputed of | owner of the real property is/are: Pacific Gas & Elect | tric |
| 3600 Adobe Road, Petaluma, CA 94954 | | |
| Claimant's address is: 3098 Industrial Blvd., W | lest Sacramento, CA 95691 | |
| Dated <u>3/8/2019</u> | (signature) Steven Seeger | ₹ |
| VER I, <u>Steven C. Seegert</u> | RIFICATION | |
| | , am the: Owner | ("owner," |
| "president," "authorized agent," "partner," etc.) of claimant make this verification for and on its behalf. I have read the claim of mechanics lien to be true of my own knowledge. I declare under penalty of perjury under the laws of parting 1/8/2019 | of the State of California that the foregoing is true and c | ents of the |
| (3 | Signature Seeger | rt |
| Case: 19-30088 Doc# 4337 Filed: 10 | / 0/21/19 Entered: 10/21/19 12:27:57 Pa of 45 | age 31 |
| e de la companya del companya de la companya del companya de la co | the straight of the following the contract was the process of the contract contract contract the contract of t | |

NOTICE OF MECHANICS LIEN CLAIM ATTENTION!

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is release.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT www.csib.ca.gov.

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PROOF OF SERVICE AFFIDAVIT California Civil Code section 8416

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law (Civil Code Section 8024(d)). Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the sections below) and recorded with the County Recorder along with the Mechanic's Lien and Notice of Mechanic's Lien.

PROOF OF SERVICE AFFIDAVIT (ON OWNER) California Civil Code section 8416(a)(7) and (c)(1)

| I, Steven Seegert (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property: |
|--|
| Company/Person Served: Pacific Gas & Electric Company |
| Title or capacity of person served (if appropriate): |
| Service address: 245 Market Street, San Francisco, CA 94105 |
| Said service address is the owner's residence, place of business, or address showed by the building permit |
| on file with the permitting authority for the work. |
| Executed on March 8 , 20 19 (date) at West Sacramento (city), California (county), California. By: (Signature of person making service) |
| (Signature of person making service) ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR) |
| California Civil Code Section 8416(a)(7) and (c)(2) |
| (name), declare that the owner or reputed owner cannot be served with a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail. Pursuant to California civil Code section 8416(c)(2), I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the construction lender or direct contractor as follows: |
| Company/Person Served: |
| Title or capacity of person served (if appropriate): |
| Service address: |
| Executed on, 20 (date) at (city), (county), California. |
| By:(Signature of person making service) |
| (Signature of person making service) |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/27/2018 | 1416 |

| Bill To | |
|--|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 | |

| P.O. No. | Terms | Project | | |
|------------|--------|--------------------------|--|--|
| 2700199664 | Net 45 | 18-100 PG&E Lakeville Fe | | |

| Quantity | Description | | Rate | Amount |
|----------|---|--|--------------|------------------|
| | Seegert Construction Progress Invoice for PG&E PO #27001 Total Hours to Date. I hereby certify that all services identification performed according to contract specifications as outling services. 12/27/2018 Steven Seegert / Date | ied within this invoice ned in the proposed | 7 have 107,3 | 94.58 107,394.58 |
| | | | Total | \$107,394.58 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

| TO (OWNER): | | n 543, Mail Code l 7 Lucy Kelsey | N5D | PROJECT: I | PG&E Lakeville | Fencing & Grading Upgrades | | APPLICATION NO. | 1 12/27/2018 |
|-----------------|---|--|-----------------|------------------|----------------|--|---------------------|---------------------|--------------|
| | Attention: | Victor Ogu | Seegert Co | onstruction Job# | 18-100 | | | | |
| FROM | | | | | | | | | |
| CONTRACTOR | : Seegert Construction | | | PG&E CWA# | 2700199664 | | | DEDIOD TO: | 10/07/0010 |
| | 3098 Industrial Blvd. West Sacramento, CA 9 | 5691 | | | | | | PERIOD TO: | 12/27/2018 |
| | , | | | | | Application is made for Payment as shown belo | ow in connection wi | th the Contractor's | |
| CONTRACTOR | 'S APPLICATION FOR PA | YMENT | | | | Continuation sheet as attached. | on, in comicodon wi | ar are contractor o | |
| | RDER SUMMARY | | | | | | | | |
| Change Ord | lers approved in | ADDITIONS | DEDUCTIONS | | | 1. ORIGINAL CONTRACT SUM | | \$ | 109,115.83 |
| previous mo | onths by owner | | | | | 2. Net Change by Change Orders | | \$ | 0.00 |
| | | | | | | 3. CONTRACT SUM TO DATE | | \$ | 109,115.83 |
| | ved this Month | 4 | | | | 4. TOTAL COMPLETED & STORED TO DATE | E | \$ | 107,394.58 |
| Number | Date Approved | 1 | | | | 5. RETAINAGE: | | 0.00 | |
| | | | | | | a. 0 % of Completed Work \$ | | 0.00 | |
| | | | | | | b. 0 % of Stored Material \$ | | 0.00 | 0.00 |
| | | | | | | Total Retainage 6. TOTAL EARNED LESS RETAINAGE | | Φ | 107,394.58 |
| | | | | | | 7. LESS PREVIOUS CERTIFICATES FOR PA | | \$ \$ | 0.00 |
| | | | | | | 8. CURRENT PAYMENT DUE | | \$ | 107,394.58 |
| | | | | | | 9. BALANCE TO FINISH, PLUS RETAINAGE. | | Final Billing \$ | 0.00 |
| | | | | | | | | | |
| | TOTALS | \$0 | \$0 | | | State of: CALIFORNIA | | County of: SAN FRAN | ICISCO |
| Net change b | y Change Orders | | \$0 | | | | | | |
| The condension | and Contractor contition tha | 4 4 - 4 h - h 4 - 4 4 h - | . Cambra atawla | | | | | | |
| • | ned Contractor certifies that formation and belief the W | | | | | Subscribed and sworn (or affirmed) to before m | no this | day of | 2018 |
| • | has been completed in a | • | • • | | | Subscribed and sworn (or animiled) to before in | ile tilis | uay oi | 2010 |
| • | nat all the amounts have | | | | | Notary Public: | | | |
| • | previous Certificates for p | | | | | | | | |
| | iat current payment shown | • | | | | My Commission expires: | | | |
| | | | | | | | | | |
| CONTRACTO | OR: | | | | | | | | |
| _ | (N) | | | | | Amount Certified. | | \$ | |
| Ву: | <u>.</u> | _ Date: | 12/27/2018 | | | (Attach explaination if amount certified differs fr ARCHITECT: | rom the amount app | lied for) | |
| ADCUITECTS | S CERTIFICATE FOR PAY | MENT | | | | _ | | | |
| | with the contract Docume | | site | | | By:Date: | | - | |
| | and the data comprised in | | | | | Amount Certified | | \$ | |
| | certifies to the Owner th | • • | | | | (Attach explaination if amount certified differs fr | | • | |
| Architect's kno | owledge, information and | belief the Work | has | | | Owner: | | , | |
| | indicated, the quality of th | | | | | By:Date: | | | |
| ance with the | Contract Documents, ar | nd the Contractor | ris | | | | | | |
| entitled to pay | ment of the AMOUNT CEF | RTIFIED. | | | | This certificate is not negotiable. The AMOUN | T CERTIFIED is pay | able only | |
| | | | | | | to the Contractor named herein. Issuance, pa | • | | |
| | | | | | | payment are without prejudice to any rights | of the Owner or Co | ntractor | |
| | | | | | | under this Contract. | | | |

CONDITIONAL WAIVER AND RELEASE ON FINAL PAYMENT

Civil Code Sections 8122 – 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

| Name of Claimant: | Seegert Construction |
|-------------------|-------------------------------|
| Name of Customer: | Pacific Gas & Electric |
| Job Location: | 3600 Adobe Road, Petaluma, CA |
| Owner: | Pacific Gas & Electric |
| | |

Conditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Maker of Check: Pacific Gas & Electric | |
|---|--|
| Amount of Check: \$ 107,394.58 | |
| Check Payable to: Seegert Construction | |
| | |
| Exceptions | |
| This document does not affect any of the following: | |
| Disputed claims for extras in the amount of: \$0 | |
| | |
| Signature | |
| Signature | |
| Claimant's Signatura: | |
| Claimant's Signature: | |
| Claimant's Title: Steven Seegert, Owner | |
| Date of Signature: 12/27/2018 | |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/27/2018 | 1417 |

| Bill To |
|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 |

| P.O. No. | Terms | Project | | |
|------------|--------|--------------------------|--|--|
| 2700207528 | Net 45 | 18-100 PG&E Lakeville Fe | | |

| | | | | | • |
|----------|--|---|--|-----------|-------------|
| Quantity | Description | | | te | Amount |
| | Seegert Construction Progress Invoice for PG&E PO #27 ^t Total Hours to Date. I hereby certify that all services iden been performed according to contract specifications as ou services. 12/27/201 Steven Seegett / Date | tified within this invoice tlined in the proposed | and the second s | 16,961.72 | 16,961.72 |
| | | | Tota | l | \$16,961.72 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

| TO (OWNER): | Pacific Gas & Electric Co 245 Market Street, Room | • | N5D | PROJECT: F | PG&E Lakeville | Fencing & Grading Upgrades | APPLICATION NO. | 1 |
|---------------------------------------|--|--------------------|--------------|----------------------|----------------|--|-------------------------------|-------------------|
| | PO Box 770000 San Francisco, CA 94177 Attention: | Lucy Kelsey | | | | | APPLICATION DATE: | 12/27/2018 |
| | Attolition | victor ogu | Seegert (| Construction Job # 1 | 18-100 | | | |
| FROM | : Seegert Construction | | | PG&E CWA# | 2700207528 | | | |
| CONTRACTOR | 3098 Industrial Blvd. | | | FGGE CWA# | 2100201320 | | PERIOD TO: | 12/27/2018 |
| | West Sacramento, CA 95 | 691 | | | | | | |
| | | | | | | Application is made for Payment as shown below, in connect | ion with the Contractor's | |
| | S APPLICATION FOR PA | YMENT | | | | Continuation sheet as attached. | | |
| | RDER SUMMARY | T | | | | | | |
| - | ers approved in | ADDITIONS | DEDUCTIONS | | | 1. ORIGINAL CONTRACT SUM | | 16,961.72 |
| previous mo | nths by owner | | | | | Net Change by Change Orders CONTRACT SUM TO DATE | | 0.00 16,961.72 |
| Annro | ved this Month | | | | | 4. TOTAL COMPLETED & STORED TO DATE | | 16,961.72 |
| Number | Date Approved | | | | | 5. RETAINAGE: | Ψ | 10,001.72 |
| | | | | | | a. 0 % of Completed Work \$ | 0.00 | |
| | | | | | | b. 0 % of Stored Material \$ | 0.00 | |
| | | | | | | Total Retainage | \$ | 0.00 |
| | | | | | | 6. TOTAL EARNED LESS RETAINAGE | \$ | 16,961.72 |
| | | | | | | 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT | | 0.00 |
| | | | | | | 8. CURRENT PAYMENT DUE | | 16,961.72 |
| | | | | | | 9. BALANCE TO FINISH, PLUS RETAINAGE | <mark>Final Billing</mark> \$ | 0.00 |
| | TOTALS | \$0 | \$0 | | | State of: CALIFORNIA | County of: SAN FRAN | ICISCO |
| Net change b | y Change Orders | | \$0 | | | | County on Crair value | |
| , | • | | | | | | | |
| The undersign | ed Contractor certifies that | to the best of the | Contractor's | | | | | |
| • | formation and belief the Wo | • | • • | | | Subscribed and sworn (or affirmed) to before me this | day of | 2018 |
| | has been completed in a | | | | | | | |
| | nat all the amounts have l | | | | | Notary Public: | | |
| | n previous Certificates for pa at current payment shown | • | | | | My Commission expires: | | |
| · · · · · · · · · · · · · · · · · · · | | | | | | .,, -, -, -, -, -, -, -, -, -, -, -, -, - | | |
| CONTRACTO | R: | | | | | | | |
| | \mathcal{O} | | | | | Amount Certified | | |
| By: | | _ Date: | 12/27/2018 | | | (Attach explaination if amount certified differs from the amour _ARCHITECT: | nt applied for) | |
| | S CERTIFICATE FOR PAY | | | | | By:Date: | | |
| | with the contract Documer | , | | | | | | |
| | and the data comprised in t | | | | | Amount Certified. | | |
| | certifies to the Owner th | | | | | (Attach explaination if amount certified differs from the amour | nt applied for) | |
| | owledge, information and l | | | | | Owner: | | |
| | indicated, the quality of the Contract Documents, an | | | | | By:Date: | | |
| | ment of the AMOUNT CER | | 13 | | | This certificate is not negotiable. The AMOUNT CERTIFIED | is pavable only | |
| children to pay | | | | | | to the Contractor named herein. Issuance, payment and a | • • | |
| | | | | | | payment are without prejudice to any rights of the Owner | • | |
| | | | | | | under this Contract. | | |

CONDITIONAL WAIVER AND RELEASE ON FINAL PAYMENT

Civil Code Sections 8122 – 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

| Name of Claimant: | Seegert Construction |
|-------------------|-------------------------------|
| Name of Customer: | Pacific Gas & Electric |
| Job Location: | 3600 Adobe Road, Petaluma, CA |
| Owner: | Pacific Gas & Electric |

Conditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Maker of Check: | Pacific Gas & Electric | | |
|---|------------------------|--|---|
| Amount of Check: \$ | 16,961.72 | | - |
| Check Payable to: | Seegert Construction | | _ |
| Exceptions | | | |
| This document does Disputed claims for | | | |
| Signature | | | |
| Claimant's Signature | e: L | | |
| Claimant's Title: | Steven Seegert, Owner | | - |
| Date of Signature: | 12/27/2018 | | • |

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| 1911 | · 注除 (無 112項 | 元 [| |
|------|--------------|-----|--|

CONTRA COSTA Co Recorder Office JOSEPH CANCIAMILLA, Clerk—Recorder

Recording requested by (name):

Steven Seegert dBA: Seegert Construction

Steven Seegert dBA: Seegert Construction

When recorded, mail to (name and address):

DOC-2019 - 0037110 - 00

Check Number vo Tuesday, MAR 19, 2019 09:17:42 CPY \$3.00 | LIE \$7.00 | MOD \$3.00 REC \$13.00 | FTC \$2.00 | DAF \$2.70 REF \$0.30 | RED \$1.00 | ERD \$1.00





3098 Industrial Blvd. SB2 \$75.00 West Sacramento, CA 95691 Til Pd \$108.00 Nbr-0003425603 LIEN NOTICE MAILED Recorder's Use Only **CLAIM OF** Declaration of Exemption From Gov't Code § 27388.1 Fee MECHANICS LIEN Transfer is exempt from fee per GC § 27388.1(a)(2): recorded concurrently "in connection with" transfer subject to DTT recorded concurrently "in connection with" a transfer of (Cal. Civ. Code § 8416) residential dwelling to an owner-occupier ☐ Transfer is exempt from fee per GC 27388.1(a)(1): ☐ Fee cap of \$225.00 reached ☐ Not related to real property 1. Steven Seegert dBA: Seegert Construction ("claimant") claims a mechanics lien for the labor or services or equipment or materials described in paragraph 2, furnished for a work of improvement on that certain real property located in the County of Contra Costa , State of California, and more particularly described as (address and/or sufficient description): 3301 Crow Canyon Rd. San Ramon, CA 94583 APN # 213-011-003 After deducting all just credits and offsets, the sum of \$371.783.86 together with interest at the rate of _____ per annum from ___ (date when balance became due), is due claimant for the following labor, materials, services, or equipment: Construction of New Driveway Entries. Claimant furnished the labor or services or equipment or materials, at the request of Pacific Gas & Electric 3. Company __ (employer, person, or entity to whom labor, materials, services, or equipment were furnished). The name and address of the owner or reputed owner of the real property is/are: Pacific Gas & Electric 3301 Crow Canyon Rd, San Ramon, CA 94583 5. Claimant's address is: 3098 Industrial Blvd., West Sacramento, CA 95691 Dated 3/8/2019 iteven Seeger VERIFICATION

I, Steven C. Seegert __, am the: <u>Owner</u> "president," "authorized agent," "partner," etc.) of claimant on the foregoing claim of mechanics lien, and am authorized to make this verification for and on its behalf. I have read the foregoing claim of mechanics lien and know the contents of the claim of mechanics lien to be true of my own knowledge. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated 3/8/2019

(Signature

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NOTICE OF MECHANICS LIEN CLAIM ATTENTION!

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is release.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT www.csib.ca.gov.

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PROOF OF SERVICE AFFIDAVIT California Civil Code section 8416

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law (Civil Code Section 8024(d)). Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the Mechanic's Lien.

PROOF OF SERVICE AFFIDAVIT (ON OWNER) California Civil Code section 8416(a)(7) and (c)(1)

| 31 317.1. 30de Section 8476(a)(7) and (c)(1) |
|--|
| I, Steven Seegert (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property: |
| Company/Person Served: Pacific Gas & Electric Company |
| and analy or berson served (ii abbitobilate): |
| Eto Market Siteet, San Francisco, CA 94105 |
| Said service address is the owner's residence, place of business, or address showed by the building permit |
| on file with the permitting authority for the work. |
| Executed on March 8 , 20 19 (date) at West Sacramento (city), California , |
| (county), California. By: |
| (Signature of person making service) Steven Seeger + |
| ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR) |
| California Civil Code Section 2440(2) |
| (name), declare that the owner or |
| reputed owner cannot be served with a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail. Pursuant to California civil Code section 8416(c)(2), I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the construction lender or direct contractor as follows: |
| Company/Person Served: Title or capacity of person served (if appropriate): |
| |
| Service address: |
| Executed on, 20(date) at(city), |
| |
| By:(Signature of person making service) |
| |

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Seegert Construction

Invoice

1108 Fremont Way Sacramento, CA 95818

| Date | Invoice # |
|------------|-----------|
| 12/27/2018 | 1415 |

| Bill To |
|--|
| Pacific Gas & Electric Company 77 Beale Street San Francisco, CA 94105 |

| P.O. No. | Terms | Project |
|------------|--------|-------------------------|
| 2700165120 | Net 45 | 18-083 SRVCC Driveway E |

| Quantity | Description | | Rate | | Amount |
|----------|--|---|----------------|----------|--------------|
| | Seegert Construction Progress Invoice for PG&E PO #270 Total Hours to Date. I hereby certify that all services ident been performed according to contract specifications as out services. 12/27/201 Steven Seegert / Date | ified within this invoice lined in the proposed | 368 371 a have | 1,783.86 | 371,783.86 |
| | | | Total | | \$371,783.86 |

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APPLICATION AND CERTIFICATE FOR PAYMENT (AIA DOCUMENT G702)

| TO (OWNER): | Pacific Gas & Electric Co 245 Market Street, Room | | N5D | PROJECT: \$ | SRVCC - Drive | Entries Replacement Work | APPLICATION NO. | 1 |
|----------------|---|--------------------|--------------|----------------------|---------------|---|---------------------------|--------------------|
| | PO Box 770000 San Francisco, CA 94177 Attention: | Cody Walton | | | | | APPLICATION DATE: | 12/27/2018 |
| | Attornion. | victor ogu | Seegert (| Construction Job # 1 | 18-083 | | | |
| FROM | l. Coopert Construction | | | DC 9 F CMA# | 0700465400 | | | |
| CONTRACTOR | : Seegert Construction 3098 Industrial Blvd. | | | PG&E CWA# | 2700165120 | | PERIOD TO: | 12/27/2018 |
| | West Sacramento, CA 95 | 5691 | | | | | | |
| | | | | | | Application is made for Payment as shown below, in connecti | on with the Contractor's | |
| CONTRACTOR' | 'S APPLICATION FOR PA' | YMENT | | | | Continuation sheet as attached. | | |
| | RDER SUMMARY | T | | | | | | |
| _ | ders approved in | ADDITIONS | DEDUCTIONS | | | 1. ORIGINAL CONTRACT SUM | | 400,537.46 |
| previous mo | onths by owner | | | | | Net Change by Change Orders CONTRACT SUM TO DATE | | 0.00 400,537.46 |
| Appro | oved this Month | | | | | 4. TOTAL COMPLETED & STORED TO DATE | • | 371,783.86 |
| Number | Date Approved | 1 | | | | 5. RETAINAGE: | Ψ | 371,703.00 |
| TTGTTIDGT | Bato Approved | 1 | | | | a. 0 % of Completed Work \$ | 0.00 | |
| | | | | | | b. 0 % of Stored Material \$ | 0.00 | |
| | | | | | | Total Retainage | \$ | 0.00 |
| | | | | | | 6. TOTAL EARNED LESS RETAINAGE | \$ | 371,783.86 |
| | | | | | | 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT | | 0.00 |
| | | | | | | 8. CURRENT PAYMENT DUE | | 371,783.86 |
| | | | | | | 9. BALANCE TO FINISH, PLUS RETAINAGE | \$ | 28,753.60 |
| | TOTALS | \$0 | \$0 | | | State of: CALIFORNIA | County of: SAN FRAN | JCISCO |
| Net change b | y Change Orders | | \$0 | | | oldie of. Onen ordan | County of. Child i to the | 10.000 |
| | , , | | · | | | | | |
| The undersign | ned Contractor certifies that | to the best of the | Contractor's | | | | | |
| _ | formation and belief the Wo | - | | | | Subscribed and sworn (or affirmed) to before me this | day of | 2018 |
| - | has been completed in a | | | | | | | |
| | nat all the amounts have l | | | | | Notary Public: | | |
| | n previous Certificates for plat current payment shown | • | | | | My Commission expires: | | |
| Owner, and th | iat current payment snown | nerell is now due | . | | | my Commission expires. | | |
| CONTRACTO | DR: | | | | | | | |
| | \bigcirc | | | | | Amount Certified | \$ | |
| Ву: | | Date: | 12/27/2018 | | | (Attach explaination if amount certified differs from the amour ARCHITECT: | nt applied for) | |
| ARCHITECT'S | S CERTIFICATE FOR PAY | MENT | | | | By:Date: | | |
| | with the contract Documer | | | | | | | |
| | and the data comprised in t | | | | | Amount Certified | | |
| | certifies to the Owner th | | | | | (Attach explaination if amount certified differs from the amour | nt applied for) | |
| | owledge, information and l | | | | | Owner: | | |
| | s indicated, the quality of the Contract Documents, an | | | | | By:Date: | | |
| | ment of the AMOUNT CER | | 13 | | | This certificate is not negotiable. The AMOUNT CERTIFIED | is navable only | |
| oridica to pay | | 120. | | | | to the Contractor named herein. Issuance, payment and a | | |
| | | | | | | payment are without prejudice to any rights of the Owner | • | |
| | | | | | | under this Contract. | | |

CONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

Civil Code Sections 8122 - 8138

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

 Name of Claimant:
 Seegert Construction

 Name of Customer:
 Pacific Gas & Electric Company

 Job Location:
 3301 Crow Canyon Road, San Ramon, CA

 Owner:
 Pacific Gas & Electric Company

 Through Date:
 12/27/2018

Conditional Waiver and Release

Maker of Check: Pacific Gas & Electric

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job through the Through Date of this document. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

| Amount of Check: \$ 371,783.86 | | |
|--|---|--------|
| Check Payable to: Seegert Construc | ction | |
| Exceptions | | |
| This document does not affect any o | of the following: | |
| (1) Retentions. | | |
| (2) Extras for which the claimant ha (3) The following progress payment payment: | is not received payment. | 1 |
| Date(s) of waiver and release: | | |
| Amount(s) of unpaid progress paym | ent(s): \$ | |
| (4) Contract rights, including (A) a r | right based on rescission, abandonment, or breach of contract, and (B) the right to recover compens | sation |
| for work not compensated by the pa | yment. | |
| Signature | | |
| Claimant's Signature; | | |
| Claimant's Title: Steven Seegert, (| Owner | |
| Date of Signature: 12/27/2018 | | |

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